

CHAPTER 63
PARKS AND PARKWAYS

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63-1. Definitions. In this chapter:

1. AT LARGE means an animal is off the premises of its owner and on any park or parkway without the permission of the department or the director. Any animal shall not be deemed to be at large if any one of the following conditions occurs:

a. It is attached to a leash not more than 6 feet in length which is of sufficient strength to restrain the animal and the leash is held by a person competent to govern the animal and prevent it from annoying or worrying persons in the park or parkway.

b. It is properly restrained within a motor vehicle.

c. It is a dangerous animal that is in compliance with the requirements of s. 78-23-2.

2. DEPARTMENT means the Milwaukee county department of parks, recreation and culture.

3. DIRECTOR means the Milwaukee county director of parks, recreation and culture, or designee.

4. PARK OR PARKWAY means the grounds, buildings thereon, waters therein and any other property within the city which is under the control or jurisdiction of the Milwaukee county department of parks, recreation and culture.

5. PERSON means any individual, firm, partnership, corporation or association of persons, and the singular number shall include the plural.

63-3. Park Hours. Parks, other than those adjacent to Lake Michigan, and parkways shall be closed daily between midnight and 5 a.m., except as otherwise posted by the director. Parks adjacent to Lake Michigan shall open at 4:30 a.m. No person shall enter or remain within the parks or parkways, except vehicular traffic, during hours that the parks are closed.

63-5. Noise. 1. No person shall use or operate any radio, phonograph, musical instrument or other mechanical, electrical sound making, reproducing or amplification device in a park or parkway so as to be heard at a distance greater than 50 feet from such instrument or device, radio or phonograph.

2. No such radio, phonograph, musical instrument or device described in sub. 1 may be used or operated within the park within 50 feet of the legal boundaries of the park or parkway such that the device can be heard outside the park or parkway.

3. Musical shows, cultural events, public gatherings or exhibitions authorized by the director or the Milwaukee county board are exempt from this section.

63-7. Permits for Exclusive Use; Interference With Prohibited. Permits for the exclusive use of any picnic or play area for any specified date or time may be granted at the discretion of the director, and no person shall, in any manner, disturb or interfere with any person or party occupying the ground under such a permit, nor with any of their equipment or property.

63-9. Sales and Solicitation for Sale, and Distribution of Advertisements Prohibited Without Permit. No person shall sell or offer for sale any article, merchandise or thing, nor solicit for or pursue any trade, occupation, business or profession, within any park or parkway, without the written permit of the director.

63-11. Dangerous Weapons. 1. No person may possess any airgun, BB gun, spring gun, bow with arrows, crossbow, sling or slingshot in any park or parkway except in an area designated by the director for target shooting or practice, without the written permit of the director.

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2. No person shall discharge a firearm in any park or parkway.

63-13. Hunting or Trapping. No person shall engage in trapping or hunting within any park or parkway without a written permit from the department.

63-15. Throwing of Stones or Missiles. No person shall throw stones or missiles in or into any park or parkway.

63-17. Making of Fires. No person shall make, kindle, maintain or congregate around a fire for any purpose except in places provided therefor, and then subject to such regulations as may be prescribed by the department.

63-19. Domestic Animals in Parks.

1. DOMESTIC ANIMALS NOT ALLOWED IN PARKS. No animal, except those placed in the parks or parkways by the authority of the director shall be allowed to remain within except dogs. No person having the control or care of a dog shall permit the dog to enter or remain in a public park or parkway unless it be led by a leash of suitable strength not more than 6 feet in length, and only within such areas in parks as have been designated by the director.

2. IMPOUNDING OF DOGS. Dogs found running at large within any park or parkway may be impounded by any peace officer, employe of the department, or a police officer.

3. ANIMAL LITTER NUISANCES.

a. Prohibited. No owner or caretaker of any animal may permit the animal to be at large on any park or parkway. Any animal found at large in any park or on any parkway shall be deemed to be so with the permission of its owner or caretaker.

b. Animal Litter. An owner or caretaker of any animal in any park or parkway must have a shovel, scoop, bag or other item for the removal of fecal matter on such premises; remove all fecal matter by shovel, scoop, bag or other item; and properly wrap and deposit the fecal matter in a waste container upon his or her own premises or in a container in the park or parkway designated for such purpose.

63-21. Fish, Waterfowl and Game Birds.

1. FISHING. Fishing is permitted unless prohibited by posted signs.

a. No person shall throw any object into the waters of the parks or parkways.

b. No person shall take, capture or kill any fish or fish for fish by any means other than hook or line within 200 feet of any fishway, lock or dam.

c. No person may fish or leave any fish line unattended in any waters, or take any fish by snagging or fouling, or fish with the aid or use of any firearm or pellet gun, or by any means other than angling or trolling. Dip nets 3 feet or less in diameter and a gaff may be used for the purpose of landing fish legally hooked.

2. WATERFOWL AND GAME BIRDS. No person shall kill, injure or attempt to injure, or unnecessarily disturb any waterfowl or other birds or animals, wild or domestic, within any of the parks or parkways. No person shall rob or disturb the nest or eggs of any bird or other animal therein.

63-23. Use of Skateboards Regulated. No person shall ride or otherwise use a skateboard upon the sidewalks, walkways or any other park area where skateboarding has been prohibited by the Milwaukee county board and appropriate signs have been posted by the department.

63-25. Use of Motor Vehicles in Parks.

1. DRIVING CONFINED TO REGULAR DRIVES AND PARKING AREAS. No person shall operate or drive any motor vehicle upon any part of the parks or parkways, except roads, driveways, parking areas or other areas which have been designated by the director for vehicular traffic.

2. VEHICLES FOR HIRE NOT TO STAND IN PARKS. No person shall cause any taxi, bus, limousine or other vehicle for hire to stand upon any part of the parks or parkways for the purpose of soliciting or taking in passengers or persons other than those carried to the parks or parkways by the vehicles, unless licensed by the director.

3. PARKING REGULATION. Parking within the county parks and parkways is regulated and restricted by the director. The director may prohibit parking in specified areas, may limit the times of day and the maximum duration during which parking will be permitted in specified areas and may adopt such other regulations and restrictions on parking as the director may determine to be necessary for the

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PUBLIC SAFETY**

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105-1. Riots; Unlawful Assemblies.

1. PURPOSE AND FINDINGS. This section is enacted to protect the health, safety and welfare of the public, to preserve order and to prevent harm or injury to persons and property. The city finds that police officers have a duty to suppress unlawful assemblies within their jurisdiction. For that reason they may order all persons who are part of an assembly to disperse. It is further found that unlawful assemblies

\$1,000 or in lieu of nonpayment or default of such fine, costs and disbursements, by imprisonment in the Milwaukee county jail or house of correction for a period of not less than 90 days nor more than 180 days.

105-35. Discharge of Firearms. 1. POLICE PERMIT. No person shall fire or discharge any cannon, gun, fowling piece, pistol, firearm, air rifle, air gun of any description, or any instrument which impels a missile or pellet by compressed air, spring or other means, within the limits of the city; provided, however, that the chief of police may from time to time issue to an authorized person or authority a permit for a specified purpose and period of time to use, fire and discharge any of the aforesaid weapons or instruments within the limits of said city.

2. REVOCATION. Any such permit may be revoked by said chief of police at any time. No such permit shall be transferred.

105-36. Archery Ranges (Bow and Arrow).

1. DESIGNATED AREAS ONLY. No person shall shoot with or discharge in or upon any street, alley, public grounds or parks within the city any bow, spring gun or other similar device which is calculated or intended to propel or project an arrow or other projectile, nor in or upon any private grounds or building where the projectile propelled or discharged by the use of such bow or similar device may endanger the life, limb or property of another, or will traverse any part of any street, alley, public grounds or parks; provided, however, that nothing in this section shall prevent the shooting with or discharging of bows or implements used in the practice of archery or implements for propelling arrows in or upon such properly supervised public areas as may be set aside and designated for that purpose by proper authority having jurisdiction and control over such public areas, or in or upon properly supervised private archery ranges constructed and maintained in such a manner as not to endanger life, limb or property, or to any shooting galleries using air rifles, when such shooting galleries are constructed and maintained as required by the commissioner of neighborhood services so as not to endanger life, limb or property.

2. PENALTY. It shall be mandatory that any person violating this section shall have the bow and arrow confiscated by the police department regardless of whether or not a fine is imposed. Any person violating this section shall be punished by a fine of not less than \$1 nor more than \$10 or by imprisonment in the house of correction of Milwaukee county for not less than 5 days nor more than 30 days, or by both such fine and imprisonment for each offense.

105-39. Regulations for Shooting Galleries (Firearms). 1. LICENSE REQUIRED. No premises shall be used or permitted to be used, leased or hired as a shooting gallery or place to practice target shooting, wherein firearms shall be discharged without being duly licensed therefor.

2. AUTHORIZING AGENT. No corporation, firm, association or club shall be granted a license to conduct in any manner a shooting gallery or place to practice target shooting within the limits of the city except to an agent thereof first duly appointed by it, who is, at the time of filing an application, an officer, manager or member thereof, and who shall have vested in him or her by properly authorized and executed written delegation full authority and control of the premises described in the license and of the conduct of all business and acts therein in any way relating to firearms and the use thereof or the shooting gallery or target shooting and who shall, with respect to his or her qualification, be satisfactory to the chief of police and the common council. Such agent shall be personally responsible for compliance with all the terms and provisions of this section.

4. FEE. See ch. 81 for the regular required license fee.

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105-40. Application for License.

2. TO BE FILED WITH CITY CLERK.
a. Application for a license for any specific premises sought to be used as a shooting gallery or place to practice target shooting shall be made on forms provided by the city clerk and accompanied by the entire license fee. Said application shall contain the following information:

47.05. - Use of firearms, fireworks; hunting with bow and arrow and trapping; throwing of missiles; making of fires; deposit or breakage of tin cans, bottles and glassware; prohibitions.

(1) *Use of firearms and fireworks; hunting with bow and arrow; trapping.* No person shall carry, fire or discharge any gun, pistol or firearm, nor any rocket, torpedo or other fireworks of any description, nor shall any person engage in trapping within any park or parkway without a written permit of the department of parks, recreation and culture; nor shall any person hunt with bow and arrow within any park or parkway. No person shall carry, fire or discharge any gun, pistol or firearm, nor any rocket, torpedo or other fireworks of any description upon any premises owned or leased by Milwaukee County which is not part of the county parks and parkways. The word "gun" shall include airgun.

(2) *Times for the setting off of fireworks displays on county-owned parks and parkways.* No person shall cause or allow the setting off of fireworks on the county-owned parks, or on the parkways, after 12:00 midnight on any Friday or Saturday, or on any day that is, or precedes, a holiday, or unless prior approval is obtained from the county board. No fireworks shall be set off on any other day, after 10:00 p.m., unless prior approval is obtained from the county board.

(3) *Throwing of stones or missiles.* No person shall throw stones or missiles in or into any park or parkway.

(4) *Making of fires.* No person shall make or kindle a fire for any purpose except in places provided therefor, and then subject to such regulations as may be prescribed.

(5) *Deposit of tin cans, bottles and glassware forbidden except in waste container; removal of broken tin cans, bottles or glassware.*

(a) No person shall deposit any tin cans, bottles or other glassware after the same have been used in any place in a park or parkway, except in waste containers provided by the department of parks, recreation and culture, or except in containers carried by such person for the purpose of removing same from such park or parkway.

(b) Any person who breaks a bottle or other glassware in any park or parkway shall immediately pick up the broken pieces and remove same to a park waste container.

